

UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/829,667	04/22/2004	Arnold Thaler	074104.0121

CONFIRMATION NO. 6830

023640
BAKER BOTTS, LLP
910 LOUISIANA
HOUSTON, TX 77002-4995

FORMALITIES LETTER



OC000000013097667

Date Mailed: 06/29/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1178** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2078** for a Large Entity

• \$770 Statutory basic filing fee.	08/12/2004 MAHMEDEI 00000048 10829667
• \$130 Late oath or declaration Surcharge.	01 FC:1001 770.00 OP
	02 FC:1051 130.00 OP
	03 FC:1201 602.00 OP
• Total additional claim fee(s) for this application is \$1178	04 FC:1202 576.00 OP

- \$602 for 7 independent claims over 3.
- \$576 for 32 total claims over 20.

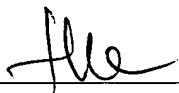
Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- A new oath or declaration, identifying this application number is required. The oath or declaration does not comply with 37 CFR 1.63 in that it:
- does not identify the residence (e.g., city and either state or foreign country) of each inventor.
- does not identify the citizenship of each inventor.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE



CERTIFICATE OF MAILING VIA EXPRESS MAIL

PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE," AND IS ADDRESSED TO:

MAIL STOP MISSING PARTS
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P.O. Box 1450
ALEXANDRIA, VA 22313-1450

ON AUGUST 10, 2004

PAUL N. KATZ

REG. NO. 35,917

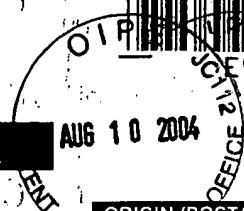
08/10/2004 EV448724494US
DATE OF MAILING EXPRESS MAIL LABEL

U.S.S.N.: 10/829,667
FILING DATE: 04.22.2004
APPLICANT: ARNOLD THALER
GROUP ART UNIT: 3621
EXAMINER: *TO BE ASSIGNED*
ATTORNEY DOCKET No. 074104.0121
TITLE: **"PRODUCT VERIFICATION AND ACTIVATION SYSTEM, METHOD AND APPARATUS"**

INCLUDED IN THIS MAILING FOR THE ABOVE-REFERENCED PATENT APPLICATION ARE:

1. RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION, MAILED JUNE 29, 2004;
2. A COPY OF THE NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION MAILED JUNE 29, 2004
3. FEE TRANSMITTAL FORM (PTO/SB/17), (WITH DUPLICATE COPY FOR FEE PROCESSING);
4. CHECK #897176 IN THE AMOUNT OF \$2,078.00 FOR BASIC FILING FEE WITH ADDITIONAL CLAIMS, AND LATE OATH OR DECLARATION SURCHARGE;
5. FULLY EXECUTED COMBINED DECLARATION AND POWER OF ATTORNEY BY ASSIGNEE; AND
6. RETURN POSTCARD TO ACKNOWLEDGE RECEIPT OF THESE ITEMS.

ATTORNEY CONTACT: PAUL N. KATZ REG. NO. 35,917
BAKER BOTTS L.L.P.
TELEPHONE: 713.229.1343
FACSIMILE: 713.229.7743
E-MAIL: PAUL.KATZ@BAKERBOTTS.COM
PTO CUSTOMER NUMBER LABEL:**023640**



AUG 10 2004

448724494 US

Mailing Label
Label 11-F June 2002



Post Office To Addressee

ORIGIN (POSTAL USE ONLY)			
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Date In Mo. Day Year		Postage	
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Delivery Attempt		Time	Employee Signature
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Delivery Date		Time	Employee Signature
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<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Only) Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent. If delivery employee judges that article can be left in secure location and I authorize that delivery employee's signature constitutes valid proof of delivery.			
<input type="checkbox"/> NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday		Customer Signature _____ Date _____	

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METHOD OF PAYMENT:

Federal Agency Acct. No. or
Postal Service Acct. No.

FROM: (PLEASE PRINT) Paul N. Kotz - 4517
PHONE 713-229-1234
BAKER BOTTS LLP
ONE SHELL PLAZA
910 LOUISIANA ST
HOUSTON TX 77002-4914

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L 074704.0121

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Receipt is hereby acknowledged or the papers listed as indicated in connection with the above identified case. COMMISSIONER FOR PATENTS
Due Date: 08.29.2004
Express Mail Label No. **EV448724494U**

Response to Notice to File Non-Particularized 6-29-2004

<input type="checkbox"/>	Information Discl Stmt. PTO-1449(s)	ref(s)
<input type="checkbox"/>	Notice of Appeal	<input type="checkbox"/> Appeal Brief
<input type="checkbox"/>	Issue Fee Transmittal	
<input checked="" type="checkbox"/>	FEES: Proj 5A/17 w/ dup. copy + Ctr # 891176 - \$3,078.00	
<input checked="" type="checkbox"/>	Other: <u>Copy of Notice to File Non-Particularized 6-29-04</u>	

- Drawings _____ Sheets _____
- Priority Document(s) _____
- Amendment: _____
- Transmit Ltr I am Entity Small Entity

Declaration
 Power of Attorney
 Assignment / Cover Letter
 Letter to Official Draftsmen
 Business Checks Personal Internal Pending

Papers filed herewith on: 8/10/2004

DOCKET NO.: 074105-0121

ATTY/SEC.: PNET/PLR

APPLICANT(S): Charles Kallm

USSN: 1618229,667 FILED: 4.22.2004

PAT NO.: N/A

NYA

New Application with Transmittal Letter

Utility Design CIP Provisional

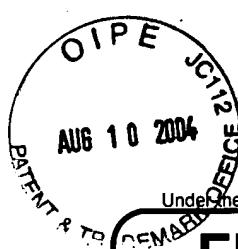
Filing Under 37 CFR 1.53(b) CONT DIV

Filing Under 37 CFR 1.114(RCE)

Filing Under 37 CFR 1.53(c) (CPA)

Specification Consisting of: _____ pages

BEST AVAILABLE COPY



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 2,078.00)

Complete if Known

Application Number 10/829,667

Filing Date April 22, 2004

First Named Inventor Arnold Thaler

Examiner Name Unassigned

Art Unit 3621

Attorney Docket No. 074104.0121

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number 02-0383
 Deposit Account Name Baker Botts L.L.P. 023640

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	130.00
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130.00)

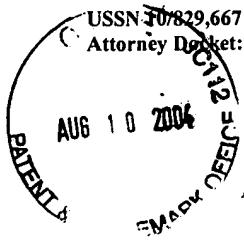
SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Paul N. Katz	Registration No. (Attorney/Agent)	35,917	Telephone	713.229.1343
Signature	<i>Paul N. Katz</i>			Date	8.10.2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

ARNOLD THALER

§ Group Art Unit: 3621

Serial No.: 10/829,667

§

Filed: April 22, 2004

§ Examiner: To be Assigned

Title: "PRODUCT VERIFICATION AND
ACTIVATION SYSTEM, METHOD AND
APPARATUS"

§ Atty. Docket No.: 074104.0121

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Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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37 C.F.R. 1.10

I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL, POST OFFICE TO ADDRESSEE, ON THE DATE INDICATED BELOW, AND IS ADDRESSED TO:

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P.O. Box 1450
ALEXANDRIA, VA 22313-1450

Paul N. Katz

PAUL N. KATZ REG. NO. 35,917

DATE OF MAILING: 08/10/2004
EXPRESS MAIL LABEL: EV448724494US

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION, MAILED JUNE 29, 2004

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application for the application referenced above, mailed June 29, 2004, Applicants respectfully submit herewith those items listed below.

As the two month shortened statutory period for reply is due Monday, August 30, 2004, this Response is considered timely filed.

Enclosed with this Response are:

- ✓ A copy of the Notice to File Missing Parts of Nonprovisional Application mailed June 29, 2004;
- ✓ Fee Transmittal Form (PTO/SB/17), with duplicate copy for fee processing;
- ✓ Check #897176 in the amount of \$2,078.00 for statutory basic filing fee with additional claims, and late oath or declaration surcharge;
- ✓ Fully executed Combined Declaration and Power of Attorney by Assignee; and
- ✓ Return postcard to acknowledge receipt of these items.

Should the Commissioner deem any additional fees are due in association with this filing, including any fees for extensions of time, the Commissioner is hereby requested to accept this as a Petition therefore, and is hereby authorized to debit Baker Botts L.L.P. (*formerly Baker & Botts, L.L.P.*) Deposit Account Number 02-0383, Order Number **074104.0121**, for any underpayment of fees, or to credit same with any overpayment of fees.

Respectfully submitted,

BAKER BOTTS L.L.P. (023640)

BY: Paul N. Katz
Paul N. Katz
Registration No. 35,917
One Shell Plaza
910 Louisiana Street
Houston, TX 77002-4995
Telephone: 713.229.1343
Facsimile: 713.229.7743
E-Mail: Paul.Katz@bakerbotts.com
ATTORNEY FOR APPLICANTS

DATE: August 10, 2004